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10 Attorneys for Creditors
11 Scott W. Wrye and Christine L. McAvoy

12
13 UNITED STATES BANKRUPTCY COURT
14 DISTRICT OF NEVADA

15 In re:
16 GUARDIAN FUND, LLC,

17 Debtor.

18 Case No. 23-50177-nmc
19 Case No. 23-50233-nmc

20 **Consolidated Case No. 23-50177-nmc**

21 Chapter 11

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28 **NOTICE OF APPEARANCE AND
REQUEST FOR SPECIAL NOTICE
AND COPIES OF ALL PLANS AND
DISCLOSURE STATEMENTS [F.R.B.P.
9010(b), 2002 AND 3017(a)]**

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30 Ogonna M. Brown and Cassin T. Brown of the law firm of Lewis Roca Rothgerber Christie
31 LLP, attorneys for Creditors Scott W. Wrye and Christine L. McAvoy, hereby enter their
32 Appearance on the record in the above-entitled bankruptcy proceeding pursuant to Bankruptcy Rule
33 9010(b), and pursuant to Bankruptcy Rule 2002 and 3017(a) hereby request special notice of all
34 hearings, actions, contested matters, and adversary proceedings in this case, together with copies
35 of all notices, pleadings, motions, responses, and other related materials that are issued or filed in
36 connection with these proceedings by the Court, Debtor or other parties in interest, including copies
37 of all plans of reorganization and disclosure statements. All notices and copies in response to the
38 foregoing, and, pursuant to Bankruptcy Rule 2002, all notices required to be mailed to Scott W.
39 Wrye and Christine L. McAvoy should be directed to:

1 Ogonna M. Brown, Esq.
2 Cassin T. Brown, Esq.
3 Lewis Roca Rothgerber Christie LLP
3993 Howard Hughes Pkwy, Suite 600
3 Las Vegas, NV 89169-5996

4 Neither this paper nor any subsequent appearance, pleading, claim, proof of claim,
5 document, suit, motion, nor any other writing or conduct, shall (i) expressly or impliedly designate
6 the undersigned as agent for service of process on Scott W. Wrye and Christine L. McAvoy, or
7 (ii) constitute a waiver of any of the following rights of Scott W. Wrye and Christine L. McAvoy:

8 (a) Right to have any and all final orders in any and all non-core matters entered only
9 after *de novo* review by United States District Court Judge;

10 (b) Right to trial by jury in any proceeding as to any and all matters so triable herein,
11 whether or not the same be designated legal or private rights, or in any case, controversy or
12 proceeding relating hereto, notwithstanding the designation *val non* of such matters as "core
13 proceedings" pursuant to 28 U.S.C. § 157(b)(2)(H), and whether such jury trial right is pursuant to
14 statute or the United States Constitution;

15 (c) Right to have the reference of this matter withdrawn by the United States District
16 Court in any matter or proceeding subject only to mandatory or discretionary withdrawal; and

17 (d) Other rights, claims, actions, defenses, setoffs, recoupments, or other matters to
18 which this party is entitled under any agreements or at law or in equity or under the United States
19 Constitution.

20 All of the above rights are expressly reserved and preserved unto Scott W. Wrye and
21 Christine L. McAvoy without exception and with no purpose of confessing or conceding
22 jurisdiction in any way by this filing or by any other participation in the above-captioned case and
23 ancillary proceedings.

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3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169

LEWIS ROCA

1 DATED this 3rd day of August, 2023.
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4 LEWIS ROCA ROTHGERBER CHRISTIE
5 LLP
6
7

8 By: /s/ Ogonna M. Brown
9

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20 *Attorneys for Creditors Scott W. Wrye and*
21 *Christine L. McAvoy*
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Las Vegas, NV 89169

LEWIS ROCA

CERTIFICATE OF SERVICE

I hereby certify that I am an employee of Lewis Roca Rothgerber Christie LLP, and that on August 3, 2023, I caused to be served a true and correct copy of the foregoing **NOTICE OF APPEARANCE AND REQUEST FOR SPECIAL NOTICE AND COPIES OF ALL PLANS AND DISCLOSURE STATEMENTS [F.R.B.P. 9010(b), 2002 AND 3017(a)]** in the following manner:

(ELECTRONIC SERVICE) Under Administrative Order 02-1 (Rev. 8-31-04) of the United States Bankruptcy Court for the District of Nevada, the above-referenced document was electronically filed on the date hereof and served through the Notice of Electronic Filing automatically generated by that Court's facilities. A copy of the document was also sent via electronic mail to the parties listed on the CM/ECF Bankruptcy Court portal, at their last known email addresses.

(ELECTRONIC MAIL) By transmitting electronically to the following recipient and last known email address:

(UNITED STATES MAIL) By depositing a copy of the above-referenced document for mailing in the United States Mail, first class postage prepaid, at Las Vegas, Nevada, to the parties listed below, at their last known mailing addresses:

/s/ Renee L. Creswell

An employee of
Lewis Roca Rothgerber Christie LLP